



South Florida Water Management District MINUTES GOVERNING BOARD WORKSHOP

This meeting is open to the public

October 11, 2006

1:00 PM

District Headquarters – B-1 Auditorium

3301 Gun Club Road

West Palm Beach, FL 33406

Present:

Miya Burt-Stewart

Bubba Wade

Len Lindahl

Michael Collins

Kevin McCarty, Chair

Irela Bague, Vice-Chair

Harkley Thornton

Alice Carlson

Nicolas Gutierrez

1. Call to Order – Kevin McCarty, Chairman

Chair McCarty called the meeting to order at 1:10 pm.

2. Approval of Minutes from the last month's Governing Board Meeting

- Motion made by Michael Collins and seconded by Nicolas Gutierrez to approve the Minutes. Vote called. Voting Yes: Bague, Burt-Stewart, Wade, Lindahl, Collins, McCarty, Thornton, Carlson and Gutierrez. Motion passed.

3. **Pull Items for Discussion from Governing Board Meeting Agenda**
Ms. Carlson discussed pulling Item #10, Page 3, Number 2 (Mirasol 060524-2) from the Consent Agenda. This item will be discussed under Agenda Item 69 at the Governing Board meeting.

COMMITTEE REPORTS

4. **Audit Committee Workshop Recommendations - Alice Carlson, Chair**

Ms. Carlson reported on the Audit Committee Workshop which was held on October 11, 2006. The Audit Committee identified those areas that were a priority. The Audit Committee made recommendations to the Governing Board amending the Audit Plan for FY2007 to add an audit of the Land Stewardship Program.

5. **Human Resources and Outreach Committee Recommendations - Irela Bague, Chair**

Ms. Bague reported on the Human Resources and Outreach Committee meeting which was held on October 11, 2006. Ms. Bague provided information on the Vacancy Strategy Phase II, the Tri-Rail Shuttle, Post-Employment Restrictions and the Acceler8 Workforce Training. HR Solutions and DPI presented the year in review for 2006.

Mr. Collins reported there are options without changing Statute regarding Post-Employee Restrictions. Glenn Miller, Practice Group Manager, provided additional information regarding this issue. Mr. Miller provided information on expanding the Public Comment Card. Mr. Collins requested this Public Comment Card be modified as soon as possible. Mr. Gutierrez agreed with Mr. Collins that this be implemented as quickly as possible.

Chair McCarty asked staff to investigate the possibility of changing statutory authority in Chapter 373. Eileen Coates, Sr. Attorney, provided additional information on this issue.

6. **Water Resources Advisory Commission Update- Mike Collins, Chair**

Mr. Collins reported on the activities of the WRAC meeting. He reported on the WRAC Priority Plan. Mr. Collins also reported on the WRAC Lake Okeechobee Committee meeting which included the Recreation Issues Workshop, Kissimmee River Restoration, Kissimmee Upper Chain of Lakes Management Plan, the Proposed Lake Okeechobee and Estuary Watersheds Basin Rule and the Decompartmentalization Plan.

WORKSHOP

Water Resources

7. Funding for FY07 Alternative Water Supply Projects - Mark Elsner, Director, Implementation Division

Mark Elsner, Director, Implementation Division, presented information on the funding for FY07 Alternative Water Supply Projects. Mr. Elsner reported on the policy issues for the FY07 AWS projects.

Mr. Elsner reported on the Utilities Workshop which was held on September 29th. Mr. Elsner provided information on the FY07 funding which is \$41.4M. He reported 85% met the requirements for this program last year. He reported there are 73 proposals. Staff recommendation is for 62 projects to be funded for FY2007.

Mr. Lindahl provided comment on SB444, grants, and the revenue accounts.

Ms. Burt-Stewart provided comment on the penalty for re-submission.

Chair McCarty said staff did a great job implementing this year's process.

Ms. Carlson said staff and the Utilities have worked very well together.

Public Comment: Brian Shields, representing Palm Beach County Water Utilities, provided public comment and thanked the District for continued support regarding the AWS program and in particular, the economically-disadvantaged region of the Glades and the Lake Region Water Treatment Plant.

8. Update of Central Florida Coordination Area (CFCA) Water Supply Issues - Chip Merriam, Deputy Executive Director, Water Resources Management

Chip Merriam, Deputy Executive Director, Water Resources, presented an update of the Central Florida Coordination Area (CFCA) Water Supply Issues. Mr. Merriam reported on the background and history of SJRWMD permit. Mr. Merriam reported on the joint meetings with the three Water Management Districts and the Regulatory component goals. He reported on the next steps for the planning, modeling and tools component.

Mr. Lindahl provided comment regarding the date of the permit application and growth utilization.

Mr. Thornton provided comment on groundwater and alternative water supplies.

Mr. Collins commended Mr. Merriam and staff for their efforts on this issue. Ms. Wehle said this proposal is precedence-setting and thanked the three Water Management Districts and Mr. Merriam for the hard work pertaining to this proposal.

Mr. Thornton recommended that staff take the lead in the development of alternative water supply.

Chair McCarty requested a Feasibility Study be done. Ms. Wehle agreed on a Feasibility Study and said it would take a few months to get this analysis. Ms. Wehle reported on the statutory authority and the regional development of water.

Mr. Collins provided comment on the Feasibility Study.

Ms. Wehle reported on Revenue Bonds.

Mr. Alan Oyler representing the City of Orlando, provided public comment on alternative water supplies. He provided a presentation on the Eastern Regional Reclaimed Water System.

Comprehensive Everglades Restoration Program (CERP)

9. Acceler8 Update - Tommy Strowd, Assistant Deputy Executive Director, CERP, Paul E. Dumars, Sr., Chief Financial Officer

Tommy Strowd, Assistant Deputy Executive Director, CERP, presented an update on the construction of Acceler8. He reported on the C-33 and C-44 test cells pilot projects. Mr. Strowd provided information on the STA expansion projects, Acme Basin B, Picayune Strand and the EAA Reservoir.

Mr. Strowd provided information on the construction delivery services and CM@Risk contract.

Mr. Lindahl agreed with Mr. Strowd and said the C-44 is a standard project and that the CM@Risk is appropriate for the C-43 project.

Ms. Wehle asked the Board for direction on the pre-qualification process for contractors.

Ms. Carlson spoke on the audit for the CM@Risk.

Ms. Wehle recommended the same CM@Risk team, both internal and external, help with this process.

Chair McCarty asked questions about the general engineering service process. Mr. Stowd provided additional information regarding this matter.

Ms. Burt-Stewart provided comment on the engineering firms and their process in these contracts.

Ms. Wehle explained that the engineering firm that designs the projects, should avoid doing the construction management. Firms can do design projects and construction management on other projects.

Mr. Collins provided comment on this issue and wants to be sure that the engineering firms that are chosen are the ones who performed on time and efficiently.

Mr. Lindahl provided comment on CEI's and the requirements for the engineering firms.

Paul Dumars, Chief Financial Officer, provided information on the COPs issuance and the rating insurance. He reported the closing to be November 15th.

Mr. Lindahl asked if the Governing Board is restricted in making an investment in the COPs.

Mr. Olliff said there are no restrictions for the Governing Board members. Mr. Olliff also said they are trying to inform employees who may wish to buy a piece of the Everglades Restoration Program.

10. Consideration of Long-Term Climatic Variability in Regional Modeling for SFWMD Planning & Operations - Jayantha Obeysekera, P. E., Ph.D., Department Director, Hydrologic & Environmental Systems Modeling

Jayantha Obeysekera, Department Director, Hydrologic & Environmental Systems Modeling, presented information on the consideration of the long-term climatic variability in Regional Modeling for the SFWMD Planning and & Operations. Dr. Obeysekera reported on relevant climate indicators, the long-term pattern of rainfall and the comparison of long term rainfall

pattern with the modeling period. Dr. Obeysekera provided the topics covered in the Technical Paper prepared by District staff, the independent Peer Review Process, the public workshops and the Key Peer Review comments.

Mr. Collins provided comment on predicted weather and rainfall and the Atlantic Multi-Decadal Oscillation (AMO).

Mr. Wade asked questions about the “mean” rainfall.

Dr. Obeysekera provided additional information on this issue.

Mr. Lindahl provided a description on modeling and what it does.

CLOSED DOOR SESSION

Chair McCarty announced that the Governing Board would adjourn to closed-door session at 3:38 pm and would reconvene in approximately one hour.

Chair McCarty reconvened the meeting at 4:10 pm.

Chair McCarty reported there was one closed-door session, *United States of America v. South Florida Water Management District et al.*, United States District Court, Southern District of Florida, Case No. 88-1886-CIV-Moreno. Chair McCarty reported no action be taken.

11. Attorney-client session pursuant to Fla. Stat. Section 286.011(8)(2005) to discuss strategy related to litigation expenditures in United States of America v. South Florida Water Management District et al., United States District Court, Southern District of Florida, Case No. 88-1886-CIV-Moreno.

Sheryl G. Wood, General Counsel, Office of Counsel

Action Items (if any) Stemming from Closed Session

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Sheryl G. Wood, General Counsel, Office of Counsel

No action be taken.

12. Attorney-client session pursuant to Fla. Stat. Section 286.011(8)(2005) to discuss strategy related to litigation expenditures in Tohopekaliga Water Authority v. St. Johns River Water Management District and Orange County Utilities Division, St. Johns River Water Management District, CUP No. 3317.

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Sheryl G. Wood, General Counsel, Office of Counsel

14. Adjourn

Chair McCarty adjourned the meeting at 4:16 pm.

Kevin McCarty
Chairman
South Florida Water Management District Governing Board

Recorded By:

Cathy Widness
Administrative Assistant Senior
Governing Board and Executive Services
SFWMD